

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6505

BILL NUMBER: SB 223

NOTE PREPARED: Mar 12, 2012

BILL AMENDED: Mar 9, 2012

SUBJECT: State Department of Health Matters.

FIRST AUTHOR: Sen. Miller

BILL STATUS: Enrolled

FIRST SPONSOR: Rep. T. Brown

FUNDS AFFECTED: X GENERAL
X DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: *Requirements for Entry and Inspection of Premises:* This bill requires a local health officer to show identification and receive consent before entering a premises to inspect or perform other tasks to determine compliance with public health laws and rules and to prevent and suppress disease. The bill also sets forth circumstances in which consent is not required. It sets forth multiple actions that a court may take to enforce a local board of health order, citation, or administrative notice. (Current law allows the court to enforce an order by injunction.)

The bill also specifies that the entries into the Indiana Death Registration System are required only for deaths that occurred after December 31, 2010.

Children and Hoosiers Immunization and Registry Program (CHIRP) Provisions: This bill allows the Indiana State Department of Health (ISDH) to adopt rules concerning who may input and retrieve data from the immunization data registry. The bill allows an individual to file a registry exemption with the ISDH. The bill allows the release of registry information to specified persons without the consent of the person. The bill also removes language that requires the ISDH to convene a panel concerning expanding access to the registry.

Indiana Health Care Professional Recruitment and Retention Program: The bill removes a requirement that a health care professional work at least one year in a shortage area or at other specified health centers in order to be eligible for the loan repayment program. The bill requires that the health care professional agree to practice in the shortage area for at least one year. It also allows the Indiana Health Care Professional Recruitment and Retention Fund to be used to encourage delivery of health care in shortage areas on a full-time or less than full-time basis.

Effective Date: July 1, 2012.

Explanation of State Expenditures: *Children and Hoosiers Immunization and Registry Program Provisions:* The ISDH would be required to adopt rules, an activity which can be accomplished within the current level of resources available to the agency.

Indiana Health Care Professional Recruitment and Retention Program: The bill removes provisions that require that a health care professional must work full-time in a health care shortage area to be eligible for loan repayments of student loans from the Indiana Health Care Professional Recruitment and Retention Fund. The ISDH indicated that this statutory provision limited the program's ability to recruit professionals for part-time service in medically underserved areas. The bill further removes statutory language that requires a health care professional work in a shortage area to be eligible for loan repayments of student loans and instead allows a provider to enter into an agreement with the ISDH to practice in a shortage area for at least a year to be eligible for student loan repayments.

Additional Information: The Recruitment and Retention Fund had a balance of \$261,497 as of December 26, 2011. The balance appears to be the remainder of funds appropriated to the fund from the General Fund in FY 2007 and earlier. FY 2007 was the last year there was a state appropriation to the fund. There has been no appropriation from or to this fund in the last three budget bills. The ISDH has been using Tobacco Master Settlement Agreement Funds (TMSA) transferred from the line item appropriation for Community Health Centers to provide the 50% matching funds for federal grants to states for loan repayments. The current budget provides for an annual transfer of \$24,040 of TMSA funds for loan repayments.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues: *Requirements for Entry and Inspection of Premises:* The bill specifies procedures for a local health officer in inspecting and determining compliance with public health laws and rules and to prevent and suppress disease. It also sets forth multiple actions that a court may take to enforce a local board of health order, citation, or administrative notice, including the imposition of penalties and court costs and fees.

State Agencies Affected: ISDH.

Local Agencies Affected:

Information Sources: ISDH; Auditor's database.

Fiscal Analyst: Kathy Norris, 317-234-1360.